

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

IN RE: WORLD TRADE CENTER LOWER MANHATTAN  
DISASTER SITE LITIGATION

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CIRILO ENCALADA AND MELVA ENCALADA,

Plaintiff(s), Index No.: 07cv4465

-against-

**NOTICE OF ADOPTION**

**1:21-MC-00102-AKH**

100 WALL STREET COMPANY LLC, 233  
BROADWAY OWNERS, LLC, ALAN KASMAN  
DBA KASCO, ANN TAYLOR STORES  
CORPORATION, BATTERY PARK CITY  
AUTHORITY, BLACKMON-MOORINGSTEAMATIC  
CATASTOPHE, INC. D/B/A BMS  
CAT, BOARD OF MANAGERS OF THE  
HUDSON VIEW EAST  
CONDOMINIUM, BROOKFIELD FINANCIAL  
PROPERTIES, INC., BROOKFIELD FINANCIAL  
PROPERTIES, LP, BROOKFIELD PARTNERS,  
LP, BROOKFIELD PROPERTIES  
CORPORATION, BROOKFIELD PROPERTIES  
HOLDINGS INC., ENVIROTECH CLEAN AIR,  
INC., GPS ENVIRONMENTAL CONSULTANTS,  
INC., HILLMAN ENVIRONMENTAL GROUP,  
LLC., HUDSON VIEW EAST CONDOMINIUM,  
HUDSON VIEW TOWERS ASSOCIATES,  
INDOOR ENVIRONMENTAL TECHNOLOGY,  
INC., KASCO RESTORATION SERVICES CO.,  
MERRILL LYNCH & CO, INC., NOMURA  
HOLDING AMERICA, INC., NOMURA  
SECURITIES INTERNATIONAL, INC., ONE  
WALL STREET HOLDINGS, LLC., R Y  
MANAGEMENT CO., INC., RECKSON  
CONSTRUCTION GROUP NEW YORK, INC.,  
RY MANAGEMENT, SABINE ZERARKA,  
STRUCTURE TONE (UK), INC., STRUCTURE  
TONE GLOBAL SERVICES, INC., THE BANK  
OF NEW YORK COMPANY, INC., TOSCORP  
INC., VERIZON COMMUNICATIONS, INC.,  
VERIZON NEW YORK, INC, VERIZON  
PROPERTIES, INC., WESTON SOLUTIONS,  
INC., WFP TOWER B CO. G.P. CORP., WFP  
TOWER B HOLDING CO., LP, WFP TOWER B.  
CO., L.P., WFP TOWER D CO. G.P. CORP., WFP

TOWER D HOLDING CO. I L.P., WFP TOWER  
D HOLDING CO. II L.P., WFP TOWER D  
HOLDING I G.P. CORP., AND WFP TOWER D.  
CO., L.P., ET AL,

Defendant(s).

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C O U N S E L O R S :

PLEASE TAKE NOTICE that Defendant, HILLMANN ENVIRONMENTAL GROUP, LLC, (hereinafter HILLMANN) as and for it's response to the allegations set forth in the Complaint by adoption or Check-Off Complaint related to the Master Complaint filed herein and applicable to the above captioned matter hereby adopts all of the responses and all of the affirmative defenses contained in the Answer to the Master Complaint dated, filed and served August 2, 2007, *In re World Trade Center Lower Manhattan Disaster Site Litigation*, 21MC 102 (AKH). The responses to all of the allegations in the Master Complaint are adopted herein and are applicable to the Check-Off Complaint served and filed herein. Defendant, HILLMANN, also adopts the responses contained in any Amended Answer filed and served herein.

PLEASE TAKE FURTHER NOTICE that Defendant, HILLMANN, reserves the right to serve and file an amended answer and specifically reserves the right to interpose a cross claim against any and all co-defendants.

PLEASE TAKE FURTHER NOTICE that Defendant, HILLMANN, also adopts all affirmative defenses and the jury demand herein.

WHEREFORE, Defendant, HILLMANN, demands judgment dismissing the above captioned action against it along with the costs and disbursements of this action.

Dated: White Plains, New York  
September 11, 2007

Yours, etc.,

**SAM ROSMARIN, PLLC**



By: \_\_\_\_\_  
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**SERVICE RIDER**

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**AFFIDAVIT OF SERVICE**

STATE OF NEW YORK: COUNTY OF WESTCHESTER:

Cristina A. Villani, being duly sworn, says, I am not a party to the action, am over 18 years of age and reside at White Plains, New York.

On September 11th, 2007 I filed with the USDC pursuant to ECF filing instructions under Case No.: 1:21-mc-00102-AKH and emailed a true copy of the annexed DEFENDANT HILLMAN ENVIRONMENTAL GROUP LLC NOTICE OF ADOPTION by electronic mailing the same to the following parties at their last known electronic mailing address:

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All parties indicated on the  
**SERVICE RIDER**



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Cristina A. Villani

Sworn to before me this  
11th day of September 2007



Charlene S. Rogers  
Notary Public  
No. 01RO 4703494  
Qualified in Westchester County  
Commission Expires 11/30/09